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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

ANATOLY RUSS,

Defendant.

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Civ No. 08-CV-0415 (LBS)
(Electronically Filed)

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, with exhibits, plaintiff Securities and Exchange Commission (“Commission”), will move this Court, ex parte, before the Honorable Leonard B. Sand at the United States Courthouse, 40 Centre Street, New York, New York, at such time that the Court deems appropriate, for an Order, pursuant to Federal Rule of Civil Procedure 4(f)(3), directing alternative service of Defendant Anatoly Russ, and permitting the Commission to serve the Summons and Complaint in the above captioned action on Defendant Anatoly Russ in Russia by email, international courier service, and international registered mail.

Dated: Philadelphia, PA
February 4, 2008

Respectfully submitted,

S/

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